

March (5) Scheduled Hearings

2018-02	McKhelyn Jones, <i>The UVU Review</i> v. Utah Valley University (Appealed 4 January)		Postponed for mediation
Requested records pertaining to Melissa Frost's employment status, complaints/audits made against or her or the Title IX office.			
2018-03	Moses H. Shepherd Jr. v. Utah Department of Corrections (Appealed 4 January)	Appeal withdrawn	
Requested C-Notes is appealing redacted portion.			
2018-05	Tax Analysts v. Utah State Tax Commission (Appealed 17 January)	Telephonic (east coast)	Postponed for mediation
Requested access to audit training manuals and field audit manuals.			
2018-06	Patrick Sullivan v. Utah Department of Commerce, Division of Public Utilities (Appealed 29 January)	Telephonic Gunnison	Hearing scheduled March 8, 2018
The Petitioner is appealing partial access denial to emails he is the subject of the record.			
2018-09	Elias Faracclas v. Lehi City (Appealed 6 February)	Appeal Withdrawn	
The Petitioner is appealing partial access denial to text messages sent and received during a city council meeting on 1/16/18.			
2018-07	Scott Gollaher v. Morgan County Attorney's Office (Appealed 5 February)	Telephonic Draper	Hearing scheduled March 8, 2018
Requested "all communications, billing records received and payments made...concerning case 2016-0317/District case 121500023."			

Notice of Appeal Index Sheet

Petitioner: Scott Gollaher

Respondent: Morgan County Attorney's Office

Date Notice of Appeal filed to executive secretary:

February 5, 2018

Relief Sought (subject/pg.):

Appealing the Morgan County Chief Administrator's decision affirming access denial to requested records.

Local Appeals Board (date/pg.):

N/A

Chief Administrative Officer's decision (date/pg.):

No Decision

Governmental Entity's denial (date/pg.):

December 5, 2017

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Initial GRAMA Request (date/pg.):

November 11, 2017

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Supplemental documents/files submitted by Parties:

Copy of October 28, 2017 GRAMA request, pg. 16

Notice of Appeal Index Sheet

Petitioner: Patrick Sullivan

Respondent: Utah Dept. of Commerce, Div. of Public Utilities

Date Notice of Appeal filed to executive secretary:

January 29, 2018

Relief Sought (subject/pg.):

The Petitioner is appealing partial access denial to emails he is the subject of the record.

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Local Appeals Board (date/pg.):

N/A

Chief Administrative Officer's decision (date/pg.):

January 16, 2018

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Governmental Entity's denial (date/pg.):

December 14, 2017

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Initial GRAMA Request (date/pg.):

November 29, 2017

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Supplemental documents/files submitted by Parties:

[illegible]

March 2018 State Records Committee Case Updates

District Court Cases

Matthew Winters v. West Jordan City, 3rd District, Salt Lake County, Judge Bates, Case No. 170906014, filed Sept. 20, 2017.

Current Disposition: Complaint was received by the Committee without a Summons. Answer will be filed once service has occurred.

Lance Rolph v. Utah Dept. of Human Services, 3rd District, Salt Lake County, Judge Hansen, Case No. 170905372, filed August 23, 2017.

Current Disposition: Initial disclosures filed by DHS on January 17, 2018.

Paul Amann v. Utah Attorney General's Office, 3rd District, Salt Lake City, Judge Paige Petersen, Case No. 170903997, filed June 21, 2017.

Current Disposition: Committee was served with the complaint on October 17, 2017, and an answer was filed on behalf of the Committee on November 8, 2017. Answer filed by the AG's Office on December 11, 2017.

Utah State University v. Alex Stuckey, 3rd District, Salt Lake County, Judge Gardner, Case No. 170901815, filed March 21, 2017.

Current Disposition: Motions hearing set for March 14, 2018 including motion for summary judgment.

Utah County v. Salt Lake Tribune, 4th District, Utah County, Judge Powell, Case No. 170300010, filed Jan. 18, 2017.

Current Disposition: A proposed order was filed with the Court on November 8, 2017, proposing that Utah County release some of the documents subject to redaction to the Tribune. The Tribune after reviewing the documents can then request that the Court review the redactions *in camera* to verify that the redactions were properly done. The Court signed the order on November 9, 2017.

Heber City v. David Larsen, 4th District, Wasatch County, Judge Brown, Case No. 170500006, filed Jan. 17, 2017.

Current Disposition: June 26, 2017 Motion for Summary Judgment filed by Mr. Larsen. Memorandum opposing the Motion filed by Heber City on July 5, 2017. Reply memorandum filed by Mr. Larsen on July 18, 2017, but the motion has not been submitted to the court. Heber City filed a certificate for readiness to set a hearing on the matter on January 8, 2018.

Salt Lake Tribune v. Utah State Records Committee, 3rd District, Salt Lake County, Judge Scott, Case No. 160904365, filed July 12, 2016.

Current Disposition: Reply memoranda filed by parties with court.

Swen Heimberg v. Utah Dept. of Public Safety, 3rd District, Salt Lake County, Case No. 150904273, Judge Bates, filed June 24, 2015.

Current Disposition: Proposed protective order for disclosure of documents filed with the Court. Nothing has been filed in the case since March 3, 2017.

William Sherratt v. Utah Dept. of Corrections, 6th District, Sanpete County, Case No. 140600023, filed April 23, 2014.

Current Disposition: January 3, 2016, Court granted Corrections' second Motion to Quash Service. Committee answer was filed on July 20, 2016. Waiting to see if anything will be filed by Sherratt.

Appellate Court Cases

Edgardo Mata v. Utah Dept. of Corrections, Utah Court of Appeals, Case No. 20180051.

Current Disposition: Appeal filed in Court of Appeals on January 16, 2018.

Utah Legal Clinic v. Salt Lake City Corp., Utah Court of Appeals, Case No 20170362.

Current Disposition: Appellant's brief filed on February 7, 2018. Appellee's brief is due on March 16, 2018.

Salt Lake City v. Jordan River Restoration Network, Utah Court of Appeals, Case No. 20160098.

Current Disposition: Oral arguments scheduled before Court of Appeals on March 14, 2018.

Bryner Court Cases

Roger Bryner v. City of Clearfield, 3rd District, Salt Lake County, Judge Gardner, Case No. 160907299, filed Nov. 25, 2016.

Current Disposition: Writ of Certiorari filed with the Utah Supreme Court on November 29, 2017 denied on February 7, 2018.

Roger Bryner v. Utah Attorney General's Office, et. al., 3rd District, Salt Lake County, Judge Laura Scott, Case No. 160906562, filed October 20, 2016. Utah Court of Appeals Case No. 20170235.

Current Disposition: Briefing schedule set on September 8, 2017 by Court of Appeals. Mr. Bryner's brief is due February 23, 2018.

Roger Bryner v. Utah State Records Committee, 3rd District, Salt Lake County, Judge Faust, Case No. 160903793, filed June 15, 2016. Utah Court of Appeals Case No. 20160870, Utah Supreme Court Case No. 20170112.

Current Disposition: May 24, 2017, Utah Supreme Court denied request for *writ of certiorari*. Case dismissed by the trial court on May 30, 2017.

Roger Bryner v. Utah Dept. of Health et. al., 3rd District, Salt Lake County, Judge Gardner, Case No. 160903244, filed May 23, 2016.

Current Disposition: April 25, 2017 order from Judge Gardner taking Judicial Notice of Vexatious Litigant order from 2nd District and sua sponte "elects to stay these proceedings until either Mr. Bryner obtains legal counsel or until a ruling by the appellate court is entered in the Second District Case, whichever occurs first."

Roger Bryner v. City of Clearfield, 2nd District, Davis County, Judge Morris, Case No. 150701062, filed October 20, 2015; Utah Court of Appeals Case Nos. 20160863, 20161089, 20170477, & 20171016.

Current Disposition: Original appeal filed with the State Records Committee that eventually resulted in the decision by the District Court to remand the case to the Committee and a determination that Mr. Bryner is a vexatious litigant. The final appeal which was Mr. Bryner's Petition for Writ of Certiorari, was denied on Sept. 20, 2017, concludes the direct appeal process for this case. A motion for an extraordinary writ was denied by the Utah Supreme Court on January 4, 2018. A petition for a writ of certiorari was filed with the United States Supreme Court by Mr. Bryner in December 2017.